S.B.Civil Revision Petition No.888/1997

LRs. of Keshua Ram.
vs.
Amrit Lal and ors.

Date : 9.10.2006

HON'BLE MR. PRAKASH TATIA, J.

Mr. J Gehlot, for the petitioner.
Mr. GR Goyal, for the respondents.

- - - - -

Learned counsel for the respondents pointed out that the present revision petition has been filed by the petitioner against the order dated 21.8.1997 by which the trial court refused to reopen the evidence of the plaintiffs. After the order dated 21.8.1997, the trial court has already decided the suit against which regular first appeal has been preferred by the present petitioner.

In view of the above facts, the petitioner can raise the grounds to challenge the order dated 21.8.1997 in the memo of appeal and, therefore, I do not find any reason to keep this revision petition pending.

Accordingly, this revision petition is hereby dismissed with liberty to the petitioner to challenge the impugned order dated 21.8.1997 in regular first appeal preferred against the judgment and decree passed in Civil Original

Suit No.122/1991 wherein the impugned order dated 21.8.1997 was passed by the trial court.

(PRAKASH TATIA), J.

S.Phophaliya